

PTO-1390 (Rev. 10-2004) Approved for use through 03/31/2007 OMB 0651-0021

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TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A SUBMISSION UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER 5000-0108PUS1

U.S. APPLICATION NO. (If known, see 37 CFR 1.5) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 SIEW/ INTERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE DATE CLAIMED PRIORITY 8 July 2002 PCT/EP2003/006886 30 June 2003 DITHANON-BASED FUNGICIDAL MIXTURES TITLE OF INVENTION APPLICANT(S) FOR DO/EO/US Eberhard AMMERMANN: Reinhard STIERL: Ulrich SCHÖFL: Klaus SCHELBERGER; Maria SCHERER; Michael HENNINGSEN and Randall Even **GOLD** Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. 2. This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. This is an express request to begin national examination procedures (35 U.S.C. 371 (f)). The submission must 3. include items (5), (6), (9) and (21) indicated below. 4. х The US has been elected (Article 31). х A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) is attached hereto (required only if not communicated by the International Bureau). a. b. has been communicated by the International Bureau. C. is not required, as the application was filed in the United States Receiving Office (RO/US). An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)). Х x is attached hereto. a. b. has been previously submitted under 35 U.S.C. 154(d)(4). Х Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) a. are attached hereto (required only if not communicated by the International Bureau). b. have been communicated by the International Bureau. have not been made; however, the time limit for making such amendments has NOT expired. C. d. have not been made and will not be made. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)). х An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)). 9. An English language translation of the annexes to the International Preliminary Examination Report under PCT 10. Article 36 (35 U.S.C. 371 (c)(5)). Items 11 to 20 below concern document(s) or information included: An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 11. 12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. A preliminary amendment. An Application Data Sheet under 37 CFR 1.76. 14. 15. A substitute specification. 16. A power of attorney and/or change of address letter. 17. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825. 18. A second copy of the published International Application under 35 U.S.C. 154(d)(4). 19. A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4). Other items or information: PCT/ISA/210 & PCT/IPEA/409 20.

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Approved for use through 03/31/2007 OMB 0651-0021 U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number U.S. APPLICATION NO. (if known, see 37 CFR 1.5) ATTORNEY'S DOCKET NUMBER INTERNATIONAL APPLICATION NO. 5000-0108PUS1 PCT/EP2003/006886 CALCULATIONS PTO USE ONLY 21. The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO International preliminary examination fee (37 CFR 1.482) not paid to International preliminary examination fee (37 CFR 1.482) not paid to USPTO International preliminary examination fee (37 CFR 1.482) paid to USPTO International preliminary examination fee (37 CFR 1.482) paid to USPTO **ENTER APPROPRIATE BASIC FEE AMOUNT =** 950.00 Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months \$ from the earliest claimed priority date (37 CFR 1.492 (e)). **NUMBER EXTRA** NUMBER FILED **RATE** Total claims 14-20 =X 0.00 1-3 = 0.00 Independent claims X MULTIPLE DEPENDENT CLAIM(s) (if applicable) + 300.00 300.00 **TOTAL OF ABOVE CALCULATIONS =** 1,250.00 Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above \$ are reduced by 1/2. SUBTOTAL = 1,250.00 Processing fee of \$130.00 for furnishing the English translation later than 30 months \$ from the earliest claimed priority date (37 CFR 1.492 (f)). \$ **TOTAL NATIONAL FEE =** 1,250.00 Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must \$ 40.00 be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property TOTAL FEES ENCLOSED = 1,290.00 Amount to be refunded: Amount to be \$ charged: to cover the above fees is enclosed. A check in the amount of 1,290.00 b. Please charge my Deposit Account No. in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed. x The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. . A duplicate copy of this sheet is enclosed. 02-2448 Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SEND ALL CORRESPONDENCE TO:	SIGNATURE:
	Scott L. Lowe
	NAME
CUSTOMER NUMBER: 02292 December 8, 2004	41,458
/smt	REGISTRATION NUMBER

NOTE: Where an appropriate time limit under 37 CFR 1 495 has not been met, a petition to revive

10/517209

DT05 Rec'd PCT/PTO 0 8 DEC 2004

Docket No.: 5000-0108PUS1

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Eberhard AMMERMANN et al.

Application No.: Not Yet Assigned

Confirmation No.: N/A

Filed: December 8, 2004

Art Unit: N/A

For: DITHANON-BASED FUNGICIDAL MIXTURES

Examiner: Not Yet Assigned

LETTER

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The PTO is requested to use the amended sheets/claims attached hereto (which correspond to Article 19 amendments or to claims attached to the International Preliminary Examination Report (Article 34)) during prosecution of the above-identified national phase PCT application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37.C.F.R. §1.16 or 1.14; particularly, extension of time fees.

Dated: December 8, 2004

Respectfully submitted,

Scott L. Lowe

SLL/smt

Registration No.: 41,458

BIRCH, STEWART, KOLASCH & BIRCH, LLP

8110 Gatehouse Rd Suite 100 East

P.O. Box 747

Falls Church, Virginia 22040-0747

(703) 205-8000

Attorney for Applicant

Attachment(s)